

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

MAF, INC., a Georgia Corporation,

Plaintiff,

vs.

JOHN ISAAC a/k/a JON ISAAC, an individual,

Defendant.

JOHN ISAAC, A/K/A JON ISAAC,

Counterclaimant,

v.

MAF, INC.,

Counter-Defendant.

**Case No. 2:22-cv-01073-ART-VCF**

**ORDER GRANTING**

**STIPULATION SETTING  
BRIEFING SCHEDULE ON  
MOTION FOR SUMMARY  
JUDGMENT**

**(Third Request)**

Pursuant to Local Rules LR IA 6-1, LR IA 6-2, LR 7-1, Plaintiff/Counter-Defendant MAF, Inc. (“MAF”), and Defendant/Counterclaimant John Isaac a/k/a Jon Isaac (“Isaac” or together with MAF, the “Parties”), by and through their respective counsel of record, stipulate, agree, and hereby request that the Court enter an Order setting the briefing schedule contemplated herein with respect to MAF’s pending Motion for Summary Judgment (ECF No. 26). This is the parties’ third request

1 for an extension of briefing schedule on the Motion for Summary Judgment, and the request is  
2 based on the following:

3 1. On February 21, 2023, Isaac propounded certain requests for production of  
4 documents and interrogatories on MAF;

5 2. On February 22, 2023, MAF filed its Motion for Summary Judgment (ECF No.  
6 26);

7 3. On February 28, 2023, Isaac noticed the depositions of Michael Fusco and the  
8 FRCP 30(b)(6) designee(s) of MAF. MAF also propounded certain requests for production of  
9 documents and interrogatories on Isaac this same day;

10 4. On March 3, 2023, Isaac noticed the deposition of Louis Senerchia and issued a  
11 subpoena for such deposition;

12 5. On March 7, 2023, DLA Piper LLP (US), MAF's then lead counsel, filed a Motion  
13 to Withdraw as Counsel (ECF No. 27);

14 6. On March 9, 2023, the parties submitted a Stipulation and [Proposed] Order to Stay  
15 of Proceedings, Continue Case Deadlines, and to Extend Discovery (ECF No. 29), whereby they  
16 sought a stay of the action pending the resolution of the Motion to Withdraw as Counsel so that  
17 the parties could reschedule discovery deadlines for mutually agreeable dates once MAF secured  
18 alternative counsel and also sought an extension of briefing deadlines relating to the pending  
19 motion for summary judgment;

20 7. On March 15, 2023, the Court issued an order vacating the pending briefing  
21 deadlines relating to the pending motion for summary judgment and directing the parties to submit  
22 a proposed briefing schedule as to the motion for summary judgment within seven days after the  
23 completion of the hearing before Magistrate Judge Cam Ferenbach on the Motion to Withdraw as  
24 Counsel and the parties' request for an extension of the discovery deadlines (ECF No. 32);

25 8. On April 3, 2023, Magistrate Judge Ferenbach held a hearing where he granted the  
26 Motion to Withdraw as Counsel and continued the hearing with respect to the parties proposed  
27 discovery deadlines to afford MAF sufficient time to secure alternative counsel (ECF No. 33);  
28

1           9.       On April 26, 2023, Magistrate Judge Ferenbach held a continued hearing on the  
2 parties' request for an extension of the discovery deadlines. *See* ECF No. 34. At that hearing,  
3 Magistrate Judge Ferenbach granted the parties' request to extend the discovery deadlines and  
4 ordered the parties to submit a proposed discovery plan and scheduling order as well as a proposed  
5 briefing schedule on the motion for summary judgment by May 3, 2023. *Id.*

6           10.     On May 5, 2023, the Court approved the parties' Joint Stipulation to Extend  
7 Discovery Deadlines (Second Request). *See* ECF No. 37.

8           11.     On May 15, 2023, the Court approved the parties' Joint Stipulation Setting Briefing  
9 Scheduling on Motion for Summary Judgment (Second Request). *See* ECF No. 38.

10          12.     On June 16, 2023 MAF served responses to Isaac's First Set of Interrogatories and  
11 Requests for Production of Documents. Isaac also served responses to MAF's First Set of  
12 Interrogatories and Requests for Production of Documents, and First Supplement to Initial  
13 Disclosures.

14          13.     On June 27, 2023, MAF served supplemental responses to Isaac's First Set of  
15 Requests for Production of Documents and Second Supplement to Initial Disclosures.

16          14.     Lead counsel for Isaac recently stepped back from the full time practice of law,  
17 requiring the reassignment of this matter to new counsel within the firm.

18          15.     The parties have since met and conferred regarding the discovery deadlines and  
19 briefing schedule on the motion for summary judgment, and have agreed to extend the briefing  
20 schedule on the motion for summary judgment so that (1) Isaac's new counsel has sufficient time  
21 to become apprised of this matter, (2) the parties have an opportunity to engage in resolution  
22 discussions, and (3) certain discovery can be completed prior to the filing of a response to the  
23 motion for summary judgment.

24          Based on the foregoing, the parties respectfully request that the Court set the following  
25 briefing schedule on the Motion for Summary Judgment (ECF No. 26):

26          A.       Isaac shall have up to and including November 9, 2023 to file his Response to  
27 MAF's Motion for Summary Judgment;  
28

B. MAF shall have up to and including November 23, 2023 to file its Reply in support of its Motion for Summary Judgment.

Respectfully Submitted,

DATED this 10<sup>th</sup> day of August, 2023.

**GREENBERG TRAURIG, LLP**

**EVANS FEARS SCHUTTERT  
MCNULTY MICKUS**

/s/ Glenn F. Meier

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John Isaac*

*Attorneys for Plaintiff/Counter-Defendant  
MAF, Inc.*

**ORDER**

Based on the foregoing stipulation (ECF No. 41) of the parties and good cause appearing therefore, IT IS HEREBY ORDERED that Isaac's Response to MAF's Motion for Summary Judgment (ECF No. 26) shall be filed and served on or before November 9, 2023.

IT IS FURTHER ORDERED that MAF's Reply in support of its Motion for Summary Judgment shall be filed and served on or before November 23, 2023.

**IT IS SO ORDERED.**



Anne R. Traum  
United States District Court Judge

DATED: August 11, 2023